

REMARKS

Applicants respectfully request reconsideration of the present application in view of the foregoing amendments and in view of the reasons that follow.

CLAIM STATUS

In this communication, Applicants have cancelled withdrawn claims 26-33, 35, 37, 39-46 and 49-52 without prejudice or disclaimer. The cancelled claims will be the subject of a divisional application.

After the amendment, claims 1, 6, 8-13, 17-18, 20-24 and 53 are pending application.

DRAWINGS

The PTO objected to figures 6 and 11 as failing to show anything discernible. During the telephone conversation with Alexey Saprigin (Reg. 56,439) on August 11, 2005, Examiner Riggins specified that he objected only to figures 4 and 11 (but not figures 6 and 11).

In response to the objection, applicants provide the PTO with corrected figures 4(A-H) and 11(A-I) which obviate the objection.

ABSTRACT

The PTO objected to the abstract as containing legalese terms and not agreeing with the claimed subject. Applicants submit a rewritten abstract which obviates the objection.

SPECIFICATION

The PTO objected to the specification as containing informalities. Applicants believe that the above amendment to the specification obviates the objection.

DOUBLE PATENTING REJECTIONS

Claim 1 stands provisionally rejected under 35 U.S.C. § 101 as claiming the same invention as claim 3 of co-pending Application No. 10/475,962.

Claims 6, 8-11, 13, 17, 18, 20-24 and 53 stand provisionally rejected under judicially created doctrine of obviousness-type double patenting over claims 6, 8-11, 13, 17, 18 and 20-24 of co-pending Application No. 10/475,962.

Applicants enclose with this communication a submission filed October 7, 2005, requesting Express Abandonment of Application No. 10/475,962. Since the '672 application is abandoned, Applicants request withdrawal of the double patenting rejections.

CONCLUSION

Applicant believes that the present application is now in condition for allowance. Favorable reconsideration of the application as amended is respectfully requested. The Examiner is invited to contact the undersigned by telephone if it is felt that a telephone interview would advance the prosecution of the present application.

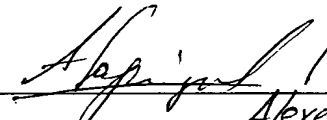
The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to

Deposit Account No. 19-0741. If any extensions of time are needed for timely acceptance of papers submitted herewith, Applicants hereby petition for such extension under 37 C.F.R. § 1.136 and authorizes payment of any such extensions fees to Deposit Account No. 19-0741.

Respectfully submitted,

Date October 28, 2005

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Amendments to the Drawings:

The attached drawing sheets containing corrected Figures 4(A-H) and 11(A-I) present new formal drawing sheets to replace the previously submitted drawing sheets. The corrected figures 4(A-H) provide a higher quality printout of figures 4(A-H). The corrected figures 11(A-I) provide a higher quality zoomed printout of figures 11(A-I) with each of the figures 11(A-I) presented on a separate page.

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/475,962	
	Filing Date	October 27, 2003	
	First Named Inventor	Pierre CHAMBON	
	Art Unit	1636	
	Examiner Name	GARVEY, Tara L.	
Total Number of Pages in This Submission	2	Attorney Docket No.	37991-0025

ENCLOSURES (Check all that apply)

- | | | |
|---|--|--|
| <input type="checkbox"/> Fee Transmittal Form
<input type="checkbox"/> Fee Attached
<input type="checkbox"/> Amendment/Reply
<input type="checkbox"/> After Final
<input type="checkbox"/> Affidavits/declaration(s)
<input type="checkbox"/> Extension of Time Request
<input type="checkbox"/> Express Abandonment Request
<input type="checkbox"/> Information Disclosure Statement
<input type="checkbox"/> Certified Copy of Priority Document(s)
<input type="checkbox"/> Response to Missing Parts/Incomplete Application
<input type="checkbox"/> Response to Missing Parts under 37 (CFR) 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)
<input type="checkbox"/> Licensing-related Papers
<input type="checkbox"/> Petition
<input type="checkbox"/> Petition to Convert to a Provisional Application
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<input type="checkbox"/> CD, Number of CD(s) _____ | <input type="checkbox"/> After Allowance communication to Group
<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Status Letter
<input checked="" type="checkbox"/> Other Enclosure(s), please identify below:
Express Abandonment under 37 CFR 1.138 |
|---|--|--|

Remarks

CUSTOMER NO. 26633

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual Name	Patricia D. Granados, Reg. No. 33,683, HELLER EHRMAN LLP		
Signature	<i>Patricia D. Granados</i>		
Date	October 7, 2005		

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name			
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OCT 07 2005

PTO/SB/24 (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

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EXPRESS ABANDONMENT UNDER 37 C.F.R. 1.138

Send completed form to:
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Application Number	10/475,962
Filing Date	October 27, 2003
First Named Inventor	Pierre CHAMBON
Title	METHOD FOR THE STABLE INVERSION OF DNA SEQUENCE...
Atty Docket Number	37991-0025

Please check only one of boxes 1 or 2 below:

(If no box is checked, this paper will be treated as a request for express abandonment as of the filing date of this paper.)

1. ☒ **Express Abandonment**

I request that the above-identified application be expressly abandoned as of the filing date of this paper.

2. ☐ **Express Abandonment in Favor of a Continuing Application**

I request that the above-identified application be expressly abandoned as of the filing date accorded the continuing application filed previously or herewith.

NOTE: A paper requesting express abandonment of an application is not effective unless and until an appropriate USPTO official recognizes and acts on the paper. See the Manual of Patent Examining Procedure (MPEP), section 711.01.

TO AVOID PUBLICATION, PLEASE USE FORM PTO/SB/24A INSTEAD OF THIS FORM.

I am the:

☐ applicant.

☐ assignee of record of the entire interest. See 37 C.F.R. 3.71. Statement under 37 C.F.R. 3.73(b) is enclosed. (Form PTO/SB/96)

☒ attorney or agent or record. Registration Number 33,683

☐ attorney or agent acting under 37 C.F.R. 1.34(a) (may act under 37 C.F.R. 1.34(a) only if box 2 above, stating that the application is expressly abandoned in favor of a continuing application, is checked). Attorney or agent registration number if acting under 37 C.F.R. 1.34(a).

(Attorney or agent registration number)

Patricia D. Granados
Signature

October 7, 2005
Date

Patricia D. Granados, HELLER EHRMAN LLP, Customer No. 26633
Typed or printed name

(202) 912-2000
Telephone Number

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☒ Total of 1 forms are submitted.

This collection of information is required by 37 C.F.R. 1.138. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 C.F.R. 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions by reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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